



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on December 15, 2003

NOTICE OF ACTION TAKEN -- DOCKET OST 2003-16581 - 2

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: IBERIA LINEAS AEREAS de ESPANA, S.A.

Date Filed: November 26, 2003

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to conduct scheduled foreign air transportation of persons, property and mail, between: 1) any point or points in Spain and Miami, via San Juan, and beyond Miami to/from the ten coterminal points Cancun, Guatemala City, San Salvador, Managua, San Jose, Panama City, Santo Domingo, Lima, San Pedro Sula and Tegucigalpa (with local traffic rights between Miami and these ten coterminal points); 2) any point or points in Spain and the six U.S. coterminal points Chicago, Houston, Los Angeles, Miami, New Orleans and New York.

Applicant representatives: William Karas & Carol Gosain 202-429-6223 DOT analyst: Allen Brown, 202-366-2405

Responsive pleadings: None.

DISPOSITION

Action: Approved

Action date: December 15, 2003

Effective dates of authority granted: December 15, 2003, through December 15, 2004.

Basis for approval: United States-Spain Air Transport Agreement

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated: Standard exemption conditions.

Remarks: In its foreign air carrier permit issued by Order 90-3-9, Iberia holds authority, among other things, to conduct scheduled services between Spain and the U.S. points Miami (via San Juan), New York, Chicago and Los Angeles. The exemption granted here permits additional operations, authorizing the carrier to serve: the ten foreign points beyond Miami; Houston and New Orleans; and the six U.S. points named in 2 (above) as coterminals.

Action taken by: Paul L. Gretch, Director
Office of International Aviation

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) grant of the authority was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
http://dms.dot.gov/reports/reports_aviation.asp*